

G. R. S. IX-5]

Previous references.

CB 262-2-102

1922.

(CB)

File No. 55-22

Serial Nos. 102

Later references.

CB 56-n-102

P

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

102

Part B for

August 1922

SUBJECT.

Representation of Mr. HK Veerabalanah
Munsiff, K. G. T. requesting the grant of
Certain Allowances for the period he was
in charge of the Spt. Magistrate's duties in
addition to his own.

No. 764-5 of 28.8.22

To
The Commr.
The Dy. Commr., Ch. Ch.

Sanction a Chap-allowance
of Rs 50/- p.m. & also an additional
allowance, subject to certain conditions.

Abulla H. S. an (copy)
30/8/22

General and Revenue
Secretariat.

C. B. File No. 55 of 1922.

Serial
No.

1

From

The District Judge, Bangalore, letter no. $\frac{752}{185}$ of 11.8.22

Forwards for favourable consideration a representation from Mr. H. K. Veerabasaraiya, Munsiff, K. G. F., requesting that for the periods he was in charge of the Special Magistrate's duties in addition to his own, i. e., from 9.6.22 to 20.6.22 and from 13.7.22 to 22.7.22, he may be given under articles 97 & 98 A, M. S. R., acting & local allowances or he may under Art. 91 & 95, M. S. R., be given charge & local allowance suitable to the substantial increase of responsibility & additional work entailed on him.

K.

1) The intention of the Govt was^x to place Mr. H. K. Veerabasaraiya in charge of the duties of the Special Magistrate in addition to his own, and to invest him, as a temporary measure, with 1st class powers. So, Arts. 97 & 98 A do not seem to apply to this case.

Whether he may be given any charge allowance under Art. 91 and whether any exception is to be made in regard to the grant of local allowance under Art. 95, are for orders.

Submitted.

Not in 17.8.22. There is a representation from Mr. S. Shanmugam also about the latter period. Please submit with it also.

NOTE—Contn. sheet

Please see

in 10.10.

(continued)

18/8

Serial
No.

Art 97 does not apply as the post ^{of Spl Map^t} was not substantially vacant even temporarily, nor was Mr. Veerabasaiah appointed to act ^{of the Spl Map^t duties}. Mr. Veerabasaiah was in charge from the 9th June 1922 to 20th June '22, vice Mr. Shanamma on leave, and from 13-7-22 to 22-7-22 vice Mr. Shanamma on other duty as D.C. (in charge).

5) For the first period, he may be given ^{on} the usual charge allowance of Rs. 50/-.

6) Mr. V. is ^{1/10} of the minimum pay of the post.

He cannot draw local allowance as Mr. Shanamma ^{evidently} has drawn it, the period is short and Mr. V. draws his own local allowance of Rs. 75/- for the period.

7) For the second period, ^{also} Mr. Veerabasaiah may be given the usual charge allowance of Rs. 50/- p.m. For this period, Mr. Shanamma ~~was~~ not on leave but on ~~deputation~~ on other duty. Not holding charge of his office, he cannot draw any portion of his local allowance for this period.

~~He is not entitled to draw any allowance for this period.~~
Therefore Mr. V. may be allowed to draw a further sum in addition to his local allowance at ~~minimum~~ ^{Rs. 50/-} so as to make his ~~total~~ allowance during the period equal to that of the Spl Map^t.
~~But from the allowance to a new~~

On
C.A. Rs. 50/- p.m.

Up to 18-7-22 On

C.A. 50/- p.m.

After 18-7-22 On

C.A. 75/- p.m.

After 18-7-22 On

C.A. 50/- p.m.

After 18-7-22 On

C.A. 37 1/2/- p.m.

566.

Serial
No.

Z

Subject, however, to the limitations of
the G. O. of 18-7-22 reducing & abolishing
K. G. 2-allowances.

Chipssey

Am
18/8

To the Secretary with Com-
pliments to favour of opti-
mism

to 19.8.22

The allowances proposed above may
be given.

Am
19.8.22
read
Am

Discrepancy.

Am
21/8

1. Draft G.O. is submitted.

Am
21.8.22

Chipssey

Am
22/8

Dewan

to 23/8/22
Am
23/8

Draft affixed

25 AUG 1922

to 28/8/22

Wronson

28/8

FINANCIAL SECRETARIAT.
21 AUG 1922
71297-22

MA

WAYS OFFICE

21 AUG 23 1922

No. 1298

Serial
No.

2

To

The Comptroller to Govt.
" Registrar, Chief Court
N. 964-5/CB D. 29.8.22

Sanctions the charge allee to Mr. H. K.
Peerabasaiaiya, Munsiff, H. C. Field
for being in charge of the Special Magis-
trates Court in addition to his own for
the period mentioned in R. above and also
an additional allowance for the same
period.

He

B.

CP 566
10041

1922-23

From

C.B. 55-22-1

The District Judge,
Bangalore division

To

The Chief Secretary
to the Government of
Madras, Bangalore.

Dated 11th August 1922.

Despatched

14/8

Received

General No.

No.

Enclosure No.

752

185

15 AUG 1922

CP
P13

me. 787w

Sir,

I have the honour to
forward herewith for
favourable consideration
letter N.º 203 dated 9.8.22
addressed to you by
Mr. H. K. Veerabasaiah

From
H. K. Veerabasaviah Esquire, B.A.B.L.,
Munsiff,
Kolar Gold Fields,

To
K. Mathan Esquire, B.A.,
Chief Secretary to the Government of Mysore,
B a n g a l o r e.

Sir,
In respectfully inviting your kind attention to Government Proceedings No. 7056/C.B. 242-21-2 dated 17-5-22 granting 15 days privilege leave to Mr. S. Shamanna and directing me to be in charge of his duties in addition to my own during that period, I have the honor to state that Mr. Shamanna did not at first avail himself of the privilege leave granted to him, but applied for two days compensation leave on the 22nd and 23rd May last with permission to add a Sunday (21-5-22) and a General holiday (24-5-22) which the Deputy Commissioner, Kolar District, was pleased to sanction and put me in charge of the current duties of the Special Magistrate in addition to my own from 22-5-22 to 24-5-22 (both days inclusive). Mr. Shamanna again applied for seven days leave (4 days compensation and 3 days casual) from the 26th instant with permission to add General holidays on 28-5-22, 3-6-22 and 4-6-22 and got it sanctioned, though he availed of it from 29-5-22; and I was once more put in charge of his current duties by the Deputy Commissioner.

Mr. Shamanna seems to have applied a 3rd time for casual leave which I learnt was not granted. He therefore took privilege leave for fifteen days from the afternoon of 8-6-22 after returning to duty on the fore-noon of the same day and handed over charge to me. I was in charge of his duties for eleven days from 9-6-22 to 20-6-22, the remaining period not having been availed of by him.

Last month I was again placed in charge of the Special Magistrate's duties for nine days from 13-7-22 to 22-7-22 as per Government Proceedings No. 187/C.B. 9-22-2 dated 10-7-22.

9.8.22. I

I applied to the Comptroller to allow me to draw charge and local allowances for the periods from 9-6-22 to 20-6-22 and from 13-7-22 to 22-7-22 under Article 97 of the Mysore Service Regulation. He thinks that I must apply to the Government under Articles 91 and 95 of the Service Regulation.

With due respect to the Comptroller's opinion, I beg leave to contend that articles 91 and 95 apply to cases where an Officer is placed in charge of current duties as the heading and also the contents of those articles clearly indicate. As per both the Government Proceedings referred to above, I was appointed to hold substantively as a temporary measure the office of the Special Magistrate and was independently in charge of it in addition to my own substantive appointment and was not appointed to be in charge of the current duties of the Special Magistrate. The heading and wordings of the article 97 unmistakably refer to such temporary arrangements. The Comptroller seems to think that, because I was placed in charge of the Special Magistrate's duties in addition to my own articles 91 and 95 apply. The illustration itself to article 97 is clear enough showing that it applies to cases where an officer without being relieved of his own duties is holding one or more independent appointments.

If the Government is pleaded to agree with my contention, I am entitled to a charge allowance of Rs 100/- per mensem being 1/5 of the minimum pay of a 1st grade Magistrate to which cadre the post of the Special Magistrate, K. G. F, belongs and pray further that the Government may, under article 98, be pleased to allow me to draw the local allowance attached to the Special Magistrate's office during the period I have acted for him in addition to the local allowance which is attached to my own appointment in view of the heavy responsibilities and additional expenses thrown on me.

If the Government is pleased to hold that articles 91 and 95 of the Service Regulation alone apply to my case, I respectfully submit that a charge and local allowance suitable to the substantial increase of responsibility and additional work

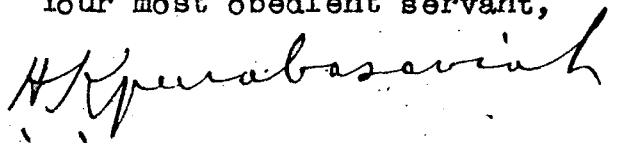
9-8-22.

work entailed on me may kindly be fixed. The work of the Criminal Court alone used to occupy me for nearly three hours every day. I had, besides, to look after Sanitary Board, Income-tax work and the Sub-jail in my spare hours in addition to writing Judgments at home of both the Criminal and the Civil Courts. Though the two Courts are about two miles apart from each other, a kind perusal of the work done during the period in question, will, I am sure, show that I have spared no pains and in fact tried to over-work myself to avoid congestion of work either in ^{at the} two Courts or in the Sanitary Board Office. In this connection when fixing my remuneration, I hope the Government will not lose sight of my having been in charge of the current duties of the Special Magistrate for a period of nearly fifteen days he was on casual leave as already referred to above.

I have the honor to be,

Sir,

Your most obedient servant,



Robertsonpet, K.G.F.

Dated 9-8-22.

M U N S I F F.

SUBJECT.....

.....

.....

Diary No. of letter replied to.....566.

Section C. B.

File No. 55-22

Serial No. 2.

General and Revenue Secretariat

Proceedings of the Government of
His Highness the Maharaja of Mysore.

, the 191

Date of issue.....29/8 0

Signed by.....G. V. G.

May this be

- i Printed ?
- ii treated as a standing order ?
- ii published in the Gazette,
English Part ?
- iv translated ?
- v placed at the disposal of the press ?
- vi published in the Gazette
Kannada Part ?

Read—

1) Govt Notifⁿ no 7056/C.B. 242-21-2
dated 17.5.22 placing Mr. H.X. Ueravaram
B.A.B.L., Munsiff, J.K. 4.7., in charge of
the Special Magistrate's duties in
addition to his own during the
period of absence on privilege leave
of Mr. S. Shanamma, Special Magistrate,
J.K. 4.7., for 15 days from the 18th
May 1922. ~~on the subsequent date from
which he may avail himself of
the same.~~

2) Govt Notifⁿ no 187/C.B. 9-22-2
Order Thereon No dated 10.7.22
ordering the ~~same~~ arrangement
for work ~~again~~ ^{during} Mr. Shanamma's
employment on other duty as Dy. Com^r (in charge),
~~during the period of absence on~~
~~privilege leave of Mr. S. Shanamma~~
~~Dy. Com^r, J.K. 4.7., for 17 days from~~
~~the 10th July 1922.~~

3) Letter no 752/185 & 11.8.22. from the District Judge, Bangalore Division, forwarding for favourable consideration a representation from Mr. H. K. Veerabasawana for the grant of charge and local allowances for the periods he was in charge of the duties of the Special Magistrate, K. & F. in addition to his own Section

G.R.S. VI-17

SUBJECT

Diry No. of letter referred to

Order - File No. 9645/CP 22/8/22

1) The letter should have been submitted through the Chief Commr.

2) Mr. H. K. Veerabasawana was in charge of the Special Magistrate's duties in addition to his own firstly for eleven days from the 9th June to 20th June 1922 vice Mr. Shamanna on leave and secondly for nine days from 13th July to 22nd July 1922 vice Mr. Shamanna on other duty as Dy. Comr., Kolar, (in charge).

Date of issue

Signed by

~~work are pleased to sanction~~ He may be granted

a charge allowance of Rs 50/- p.m. for the ~~above two~~ periods, in which ~~Mr. Veerabasawana was in charge of the Special Magistrate's duties also.~~ For

List of enclosures

During the second period, i.e. from 13.7.22 to 22.7.22 ~~Mr. Veerabasawana~~ he will also be permitted to

may draw a further sum of an additional allowance equal to

Rs 75 p.m. in addition to his local allowance of Rs 75 p.m. as usual so as to make the total allowance drawn during the period equal to that of the Special Magistrate, subject to

Copied by Examined by

Handwritten signature

WD 1744-GPB-30,000-17-3-19

the limitations prescribed in G.O. no 78. 411-60/S.A. 7-22-1 dated 18.7.22 re reduction & abolition of K. & F. local allowance.

23/8/22

For Chief Secretary

To the Comptroller, Dist Judge, Bangalore. Dy. Comr. with covering letter.